

IN THE DRAWINGS

Enclosed are 9 sheets of drawings labeled "Replacement Sheets".

Attachment: Replacement Sheets

REMARKS

Claims 1-10 have been canceled herein. New claims 11-32 are in this application.

The Examiner stated that the reissue oath/declaration "is defective because it fails to provide a full mailing address of the inventor." It is respectfully submitted that the post office address of the inventor is provided on page 4 of such declaration.

The drawings were objected to because the Examiner stated that "copies of the drawings from the printed patent have not been submitted as the drawings in the reissue application." (See lines 4-5 of page 2 of the present Office Action). A copy of the drawings from the printed patent are submitted herein.

Claims 1-5, 7 and 9-10 were rejected under 35 U.S.C. 103(a) as being unpatentable over Hiroshi (JP 63-016744) in view of Hayashi et al. (U.S. Patent No. 5,638,384). Claims 6 and 8 were rejected under 35 U.S.C. 103(a) as being unpatentable over Hiroshi in view of Hayashi et al. and further in view of Nishimura et al. (U.S. Patent No. 5,646,941).

As previously indicated, claims 1-10 have been canceled herein and new claims 11-32 have been added herein, in which claims 11, 20, and 29-32 are independent claims and in which claims 12-19 and 21-28 depend from one of claims 11 and 20.

New independent claim 11 recites in part the following:

"transmitting a control packet . . . having a header information field and a first field for error detecting or error correcting; and

transmitting a data packet . . . having the header information field, the first field for error detecting or correcting, a data information field, and a second field for error detecting or error correcting,

in which a structure of the header information field and the first field for error detecting or error correcting is the same in said control packet and said data packet." (Emphasis added.)

In explaining the above 103 rejections, the Examiner appears to rely on Hiroshi to disclose transmitting a control packet and a data packet. Additionally, in such explanations, the Examiner appears to rely on Hayashi only to disclose "adding both the error detecting code and the error correcting code into the information block" (see lines 11-12 of page 3 of the present Office Action) and the Examiner appears to rely on Nishimura only to disclose "a tail bit indicating a termination of the header field" (see lines 13-15 of page 4 of the present Office Action).

As best understood, Hiroshi (such as Fig. 5 thereof) appears to disclose a packet format which may include a header error detection business code CKH 504 and either a content field 505, a speech packet 51, data packet 52, or a command packet 53, in which the data packet and the command packet may have an information bureau error detection business code CKI 525 and 533, respectively. However, Hiroshi does not appear to disclose the structure of such portions.

Accordingly, it is respectfully submitted that Hiroshi does not appear to disclose that "a structure of the header information field and the first field for error detecting or error correcting is the same in said control packet and said data packet" as in claim 11. As a result, it is respectfully submitted that claim 11 is distinguishable from the combination of Hiroshi and Hayashi applied by the Examiner or from the

combination of Hiroshi, Hayashi and Nishimura applied by the Examiner.

For reasons similar to those previously described with regard to claim 11, it is also respectfully submitted that new independent claims 20 and 29-32 are also distinguishable from the applied combination of Hiroshi and Hayashi or the applied combination of Hiroshi, Hayashi and Nishimura.

Claims 12-19 and 21-28 are dependent from one of independent claims 11 and 20. Accordingly, it is also respectfully submitted that dependent claims 12-19 and 21-28 are distinguishable from the applied combination of Hiroshi and Hayashi or the applied combination of Hiroshi, Hayashi and Nishimura for at least the reasons previously described. Further, such applied combinations do not appear to disclose "the structure includes a size such that the size of the header information field and the first field for error detecting or error correcting is the same in said control packet and said data packet" as in claims 15 and 24. (Emphasis added.)

As it is believed that all of the rejections set forth in the Official Action have been overcome, favorable reconsideration and allowance are earnestly solicited. If, however, for any reason the Examiner does not believe that such action can be taken at this time, it is respectfully requested that the Examiner telephone applicant's attorney at (908) 654-5000 in order to overcome any additional objections and/or rejections which the Examiner might have.

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

Dated: April 4, 2007

Respectfully submitted,

By 

Dennis M. Smid, Esq.

Registration No.: 34,930
LERNER, DAVID, LITTENBERG,
KRMHOLZ & MENTLIK, LLP
600 South Avenue West
Westfield, New Jersey 07090
(908) 654-5000
Attorney for Applicant